

SHB 1180 - H AMD 240

By Representative Van De Wege

WITHDRAWN 03/13/2013

1 On page 1, after line 3, insert the following:

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3 "Sec. 1. RCW 41.24.010 and 2010 c 60 s 2 are each reenacted and  
4 amended to read as follows:

5 The definitions in this section apply throughout this chapter  
6 unless the context clearly requires otherwise.

7 (1) "Administrative fund" means the volunteer firefighters' and  
8 reserve officers' administrative fund created under RCW 41.24.030.

9 (2) "Appropriate legislation" means an ordinance when an ordinance  
10 is the means of legislating by any municipality, and resolution in all  
11 other cases.

12 (3) "Board of trustees" or "local board" means: (a) For matters  
13 affecting firefighters, a firefighter board of trustees created under  
14 RCW 41.24.060; (b) for matters affecting an emergency worker, an  
15 emergency medical service district board of trustees created under RCW  
16 41.24.330; or (c) for matters affecting reserve officers, a reserve  
17 officer board of trustees created under RCW 41.24.460.

18 (4) "Emergency worker" means any emergency medical service  
19 personnel, regulated by chapters 18.71 and 18.73 RCW, who is a member  
20 of an emergency medical service district but shall not include  
21 emergency medical service personnel who are eligible for participation  
22 in the Washington public employees' retirement system, with respect to  
23 periods of service rendered in such capacity.

24 (5) "Fire department" means any regularly organized fire  
25 department or emergency medical service district consisting wholly of  
26 volunteer firefighters, or any part-paid and part-volunteer fire  
27 department duly organized and maintained by any municipality:

1 PROVIDED, That any such municipality wherein a part-paid fire  
2 department is maintained may by appropriate legislation permit the  
3 full-paid members of its department to come under the provisions of  
4 chapter 41.16 RCW.

5 (6) "Firefighter" includes any firefighter (~~(or)~~), emergency  
6 worker, or chaplain who is a member of any fire department of any  
7 municipality but shall not include firefighters who are eligible for  
8 participation in the Washington law enforcement officers' and  
9 firefighters' retirement system or the Washington public employees'  
10 retirement system, with respect to periods of service rendered in such  
11 capacity.

12 (7) "Municipal corporation" or "municipality" includes any county,  
13 city, town or combination thereof, fire protection district, local law  
14 enforcement agency, or any emergency medical service district or other  
15 special district, authorized by law to protect life or property within  
16 its boundaries through a fire department, emergency workers, or  
17 reserve officers.

18 (8) "Participant" means: (a) For purposes of relief, any reserve  
19 officer who is or may become eligible for relief under this chapter or  
20 any firefighter or emergency worker; and (b) for purposes of  
21 retirement pension, any firefighter, emergency worker, or reserve  
22 officer who is or may become eligible to receive a benefit of any type  
23 under the retirement provisions of this chapter, or whose beneficiary  
24 may be eligible to receive any such benefit.

25 (9) "Performance of duty" or "performance of service" shall be  
26 construed to mean and include any work in and about company quarters,  
27 any fire station, any law enforcement office or precinct, or any other  
28 place under the direction or general orders of the chief or other  
29 officer having authority to order such member to perform such work;  
30 performing other officially assigned duties that are secondary to his  
31 or her duties as a firefighter, emergency worker, or reserve officer  
32 such as maintenance, public education, inspections, investigations,  
33 court testimony, and fund-raising for the benefit of the department;  
34 being on call or on standby under the orders of the chief or

1 designated officer of the department, except at the individual's home  
2 or place of business; responding to, working at, or returning from an  
3 alarm of fire, emergency call, or law enforcement duties; drill or  
4 training; or any work performed of an emergency nature in accordance  
5 with the rules and regulations of the fire department or local law  
6 enforcement agency.

7 (10) "Principal fund" means the volunteer firefighters' and  
8 reserve officers' relief and pension principal fund created under RCW  
9 41.24.030.

10 (11) "Relief" means all medical, death, and disability benefits  
11 available under this chapter that are made necessary from death,  
12 sickness, injury, or disability arising in the performance of duty,  
13 including benefits provided under RCW 41.24.110, 41.24.150, 41.24.160,  
14 41.24.175, 41.24.220, and 41.24.230, but does not include retirement  
15 pensions provided under this chapter.

16 (12) "Reserve officer" means the same as defined by the Washington  
17 state criminal justice training commission under chapter 43.101 RCW,  
18 or volunteer law enforcement chaplains as authorized under chapter  
19 41.22 RCW, but shall not include enforcement officers who are eligible  
20 for participation in the Washington law enforcement officers' and  
21 firefighters' retirement system or the Washington public employees'  
22 retirement system, with respect to periods of service rendered in such  
23 capacity.

24 (13) "Retired participant" means any participant who is at least  
25 sixty-five years of age and has been retired by the board of trustees  
26 under RCW 41.24.170 and has been in receipt of a monthly pension for  
27 no less than three months.

28 (14) "Retirement pension" means retirement payments for the  
29 performance of service, as provided under RCW 41.24.170, 41.24.172,  
30 41.24.175, 41.24.180, and 41.24.185.

31 (15) "State board" means the state board for volunteer  
32 firefighters and reserve officers."

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1       Renumber the remaining section consecutively and correct the  
2 title.

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EFFECT: Adds chaplains that volunteer with fire departments  
and volunteer law enforcement chaplains to those eligible for  
participation in the Volunteer Fire Fighters' and Relief Officers'  
Relief and Pension System.

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